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9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA

11 ARSENAL, INC., a domestic corporation,
12 Plaintiff,

Case No: 2:11-cv-01628-KJD-CWH

13 vs.

14 ADAM NEAL, an individual; DOES 1 through
15 10, inclusive, and ROES 1 through 10, inclusive,
16 Defendant.

17 **PERMANENT INJUNCTION**

18 This Court having considered the pleadings, papers and documents on file herein and
19 being otherwise fully advised, and good cause appearing therefore, hereby FINDS as follows:

20 (1) Defendant Adam Neal ("Neil") published a series of videos in regard to Plaintiff
21 Arsenal Inc.'s ("Arsenal") goods and services to third parties via the internet through
22 "YouTube," <<http://www.youtube.com>>, under the name "MrAk47master."

23 (2) Specifically, on July 9, 2010 Neal published a video on "YouTube" under his
24 username claiming that Arsenal goods were below specific standards in quality (hereinafter
25 "Combat Ready Video"). The Combat Ready Video can be found at
26 <http://www.youtube.com/user/MrAk47master#/p/u/10/rIXDi0RAcI>. In the Combat Ready
27 Video, Neal claims Arsenal's goods are not "combat ready" because they did not meet his
28 expectations in a torture test unsubstantiated by any firearm organization.

1 (3) On August 10, 2010, Neal published a video on "YouTube" under his username
2 wherein he fired a gun rapidly and threw dirt on it ("Test Video"). The test video can be found
3 at <http://www.youtube.com/user/MrAk47master#p/u/9/xEkgNhO16MM>.

4 (4) Throughout the Combat Ready Video and the Test Video, Neil asserts and
5 concludes Arsenal's goods and services are not MIL-SPEC. , which is a term of art in the
6 firearms industry.

7 (5) After evaluating Arsenal's claims, this Court has found Neil is liable for Business
8 Disparagement as Neal's statements contained within the Combat Ready Video and Test Video
9 are false and disparaging, asserted without privilege, made with malice, and caused Arsenal to
10 suffer special damages.

11 (6) This Court has also concluded Neil is liable for Interference for Prospective
12 Economic Advantage because Neil intentionally interfered with Arsenal's prospective
13 contractual relations with third parties without having privilege or justification; and this
14 interference caused actual harm.

15 (7) That Arsenal has suffered irreparable harm as a result of the Combat Ready Video
16 and the Test Video;

17 (8) That Arsenal has succeeded on the merits of its Business Disparagement and
18 Interference with Prospective Economic Advantage claims;

19 (9) That the Court finds Arsenal's hardship outweighs Neal's hardship.

20 Based upon the foregoing,

21 IT IS HEREBY ORDERED that Arsenal is entitled to a Permanent Injunction;

22 Therefore, Parties are hereby PERMANENTLY ENJOINED AND RESTRAINED from
23 the following:

24 (1) Neil shall hereby REMOVE the Combat Ready Video and the Test Video from
25 "YouTube" immediately;

26 (2) Neil shall hereby REMOVE the Combat Ready Video and the Test Video from
27 every other domain, forum, or space wherein they can be viewed by third parties immediately.
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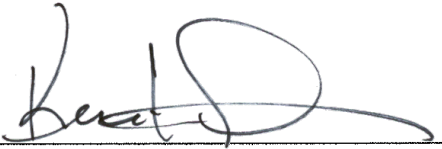
1 (3) That all third party hosts, hosting sites, cloud based servers and all other hosted
2 storage mediums, including but not limited to "YouTube", shall immediately remove and take
3 down the Combat Ready Video and the Test Video; including all meta data, meta tags, and
4 history.

5 (4) That any hosts, hosting sites, cloud based servers, and all other hosted storage
6 mediums, including but not limited to "YouTube", permanently delete and destroy the Combat
7 Ready Video and the Test Video; such that search engines, web crawlers, and users are forever
8 unable to access the Combat Video and the Test Video or any history thereof.

9 (5) That "YouTube" and all other web hosts shall remove the Combat Ready Video
10 and the Test Video from its servers immediately.

11 (6) That the Combat Ready Video and the Test Video shall never be published again
12 by Neal or any other third party.

13 Dated this 9th day of July, 2014.

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16 Kent J. Dawson
17 United States District Judge
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